

**TRANSMITTAL  
FORM**

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Total Number of Pages in This Submission

**25**

Application Number

10/509,691

Filing Date

September 27, 2004

First Named Inventor

Van Winkle

Art Unit

Not yet assigned

Examiner Name

Not yet assigned

Attorney Docket Number

AG03-005C-US

**ENCLOSURES (check all that apply)**☐ Fee Transmittal Form☐ Fee Attached☐ Amendment / Reply☐ After Final☐ Affidavits/declaration(s)☐ Extension of Time Request☐ Express Abandonment Request☒ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☐ Reply to Missing Parts/  
Incomplete Application☐ Reply to Missing Parts  
under 37 CFR 1.52 or 1.53☐ Drawing(s)☐ Licensing-related Papers☐ Petition☐ Petition to Convert to a  
Provisional Application☐ Power of Attorney, Revocation  
Change of Correspondence Address☐ Terminal Disclaimer☐ Request for Refund☐ CD, Number of CD(s) \_\_\_\_\_☐ Landscape Table on CD☐ After Allowance Communication to TC☐ Appeal Communication to Board  
of Appeals and Interferences☐ Appeal Communication to TC  
(Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☒ Other Enclosure(s)  
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**Remarks****SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm

Exelixis, Inc.

Signature

Printed Name

Terri Sale

Date

February 16, 2004

Reg.  
No.

45,066

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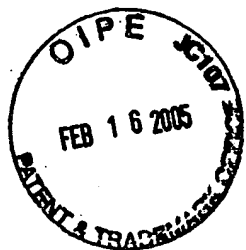
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February 16, 2004

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2-18-05

DT07 Rec'd PCT/PTO 1 6 FEB 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of Van Winkle, *et al.*

Attorney Docket No.: AG03-005C-US

Application. No.: 10-509,691

Filed: September 27, 2004

For: GENERATION OF PLANTS WITH IMPROVED  
DROUGHT TOLERANCE

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with 37 CFR §1.56, this Information Disclosure Statement is being submitted for the above-referenced application.

Applicant requests the Office to consider this Information Disclosure Statement under 37 C.F.R. §1.97 (b)(2) and states that the information contained in the attached PTO Form 1449 was first cited in the International Search Report (copy attached) from the International Searching Authority in the counterpart PCT application.

In accordance with §1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined by 37 CFR §1.56 exists.

In accordance with §1.97(h), the disclosure contained herein is not intended to constitute an admission that any patent, publication, or other information referred to is "prior art" or "analogous art" for this invention.

In accordance with §1.97 (b)(3), it is believed that no fees are required, as the disclosure is delivered before the mailing of a first Office action on the merits. However, the Commissioner is authorized to charge any required fees, to deposit account no. 50-1108.

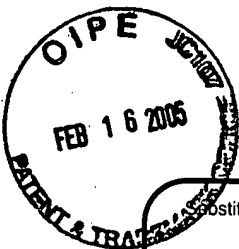
Respectfully submitted,

Dated: February 16, 2005

Terri Sale

Reg. No. 45,066

Tel: (650) 837-8223; Fax: (650) 837-7460



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Institute for form 1449B/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 1

**Complete if Known**

Application Number	10/509,691
Filing Date	September 27, 2004
First Named Inventor	Van Winkle
Art Unit	Not yet assigned
Examiner Name	Not yet assigned
Attorney Docket Number	AG-03-005C-US

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	1	YANAGISAWA, S. "Dof DNA-Binding Proteins Contain a Novel Zinc Finger Motif.", Trends Plant Sci., July 1996, p213-4, 1:7.	
	2	PAP, et al., "Identification and disruption of an Arabidopsis Zinc Finger Gene Controlling Seed Germination.", Genes Dev., 2000, p28-33, 14.	
	3	ZHANG, et al., "Interactions Between Distinct Types of DNA Binding Proteins Enhance Binding to ocs Element Promoter Sequences.", Plant Cell, December 1995, p2241-52, 7.	
	4	EU ARABIDOPSIS SEQUENCING PROJECT. DNA Binding Protein. GenBank Accession No. CAB88324, page 1.	

Examiner  
SignatureDate  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

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